

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

COLLETTE BRIGHTMAN,  
Plaintiff,

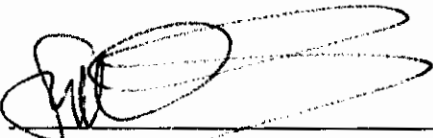
VS.

J.C. PENNEY, INC.,  
Defendant.

DOCKET NO: 05 CV 11718 RGS

**LOCAL RULE 16.1 (D)(3) CERTIFICATION**

Pursuant to Local Rule 16.1 (D) (3), Collette Brightman and the undersigned counsel affirm that they have conferred: (a) with a view to establish a budget for the costs of conducting the full course and various alternative courses of the litigation; and (b) to consider the resolution of the litigation through the use of alternative dispute resolution programs such as those outlined in Local Rule 16.4.



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Collette Brightman

Dated: NOVEMBER 7, 2005

**Certificate of Service**

I, Scott D. Peterson, do hereby certify that I have, this date, served the foregoing pleading, by first class mail, postage pre-paid, to:

Richard R. Eurich, Esq.  
Philip M. Hirshberg, Esq.  
Morrison Mahoney, LLP  
250 Summer Street  
Boston, MA 02210

Scott D. Peterson  
Scott D. Peterson *mn*

Dated: November 16, 2005